IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWELFTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 18645 of 2004

Between:

1 Konatham Anji Reddy, S/o. Rami Reddy,
R/o. Gurukayapalem Village, Addanki Mandal, Prakasam

District.

2 Konatham Peda Mastanamma, W/o. Anji Reddy,
R/o. Gurukayapalem Village, Addanki Mandal, Prakasam

District.

..... PETITIONERS

AND

1 The Superintendent of Police, Prakasam District.
2 The Station House Officer, Addanki Police Station, Addanki,
Prakasam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, Order or Direction more particularly one in the nature of Writ of Mandamus, declaring the action of the 2nd respondent in summoning the petitioner to the police station time and again without there being any complaint and interfering with their personal life and liberty as illegal, arbitrary, unconstitutional and violative of Article 21 of the Constitution of India and consequently direct the 1st respondent herein to initiate appropriate action against the 2ND respondent.

Counsel for the Petitioner:SMT.KAVITHA GOTTIPATI

Counsel for the Respondents 1 and 2: GP FOR HOME

The Court, at the stage of admission, made the following :

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ORDER:

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Heard the learned counsel for the petitioners and the learned Government Pleader for Home. Both have no objection to dispose of the writ petition. Hence, the writ petition is taken up for disposal.

The main grievance of the petitioner is that the 2nd respondent-S.H.O., without there being any crime registered against them, is frequently summoning them to the Police Station and that the 2nd respondent also obtained their signatures and thumb impressions by force on some blank papers, which according to them is arbitrary and illegal.

If that be the case, the petitioners can make a representation to the concerned District Superintendent of Police, who will make an enquiry into the same. Be that as it may, the 2nd respondent is hereby directed not to summon the petitioners to the Police Station unless a crime is registered against them and their presence is required for due investigation, if any.

With the above observation, the writ petition is disposed of. No order as to costs.

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(A.GOPAL REDDY,J)

Dt:12.10.2004

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To

1 The Superintendent of Police, Prakasam District.
2 The Station House Officer, Addanki Police Station, Addanki, Prakasam District.

3 2 CCs to the G.P. for Home, High Court Buildings, High

Court of A.P., Hyderabad.

4 2 C.D. copies.